Table of Contents

IV 2246572

Personnel Investigation Form

Subject Remin Felix Pineda, Deputy Sheriff #

Interviews:

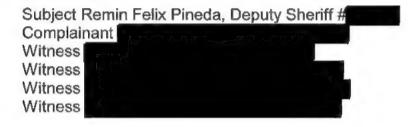


Exhibit:

None

Miscellaneous Documents

In-Service for EM Shift 07-07-09-09
Inmate Injury Report
A - 231 Bench Log
Supervisor's Report on Use of Force (SH-R-438P)
IAB Mandatory Notification Form
Administrative Rights Subjects Form



County of Los Angeles Sheriff's Department Headquarters



4700 Ramona Boulevard Monterey Park, California 91754-2169

January 21, 2010



Dear Deputy Pineda:

You are hereby notified that it is the intention of the Sheriff's Department to suspend you without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of five (5) days.

An investigation under IAB File Number 2246572, conducted by Inmate Reception Center, coupled with your own statements, has established the following:

 That in violation of Manual of Policy and Procedures Sections 3-01/025.10, Unreasonable Force and/or 3-01/050.10, Performance to Standards, on or about July 8, 2009, you lost your temper when an inmate was being verbally uncooperative and then slapped the inmate, once, in the face with the back of your hand. Thus, you failed to conform to the work standards established for your position as a deputy sheriff.

Prior to determining this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You have the right to grieve this disciplinary action within ten (10) business days of receipt of this letter. Your grievance procedures may be found in your classification's negotiated Memorandum of Understanding.

Failure to respond to this Letter of Intent within ten (10) business days will be considered a waiver of your right to grieve and will result in the imposition of this discipline indicated herein.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Gerald K. Cooper, Captain Commander, Inmate Reception Center

GKC:KM:bs

c: Advocacy Unit Employee Relations Unit Alexander R. Yim, Chief, Correctional Services Division Internal Affairs Bureau Office of Independent Review (OIR) (File # IAB 2246572) I certify that on the date indicated below, I received the original of the attached Letter of Intent under File Number IAB 2246572.

01/21/2010	Remfan
Date	REMIN FELYX PINEDA, #

I certify that on the date indicated below, I served the original Letter of Intent to REMIN FELIX PINEDA.

Date WITNESS SIGNATURE

WITNESS PRINT

Please return this page within two (2) business days to:

BRENDA STEWART
Internal Affairs Bureau
4900 S. Eastern Ave.
Commerce CA 90040



County of Los Angeles Sheriff's Department Headquarters



4700 Ramona Boulevard Monterey Park, California 91754-2169

January 25, 2012

Deputy Remin Felix Pineda, #

Dear Deputy Pineda:

On January 21, 2010, you were served with a Letter of Intention, indicating your right to respond to the Sheriff's Department's pending disciplinary action against you, as reported under IAB File Number 2246572. You were also advised of your right to review the material on which the discipline was based.

You did not exercise your right to respond. The grievance period involved has now elapsed, with no change in discipline.

You are hereby notified that you are suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of five (5) days effective January 30, 2012 through February 3, 2012.

An investigation under File Number IAB 2246572, conducted by Inmate Reception Center, coupled with your own statements, has established the following:

 That in violation of Manual of Policy and Procedures Sections 3-01/025.10, Unreasonable Force and/or 3-01/050.10, Performance to Standards, on or about July 8, 2009, you lost your temper when an inmate was being verbally uncooperative and then slapped the inmate, once, in the face with the back of your hand. Thus, you failed to conform to the work standards established for your position as a deputy sheriff.

Prior to imposing this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You will hereby take notice that any future acts of misconduct may result in more severe disciplinary action.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Chuck Antuna, Captain Commander, Inmate Reception Center

Note: Attached for your convenience are excerpts of the applicable areas of the Manual of Policy and Procedures.

CA:JBN:jp

c: Advocacy Unit
Alexander R. Yim; Chief, Correctional Services Division
Internal Affairs Bureau
Personnel Administration
Office of Independent Review (OIR)
Inmate Reception Center/unit Personnel File

3-01/025.10 UNREASONABLE FORCE

Department members shall use only that force which is objectively reasonable. Unreasonable force is that force that is unnecessary or excessive given the circumstances presented to Department members at the time the force is applied. Unreasonable force is prohibited. The use of unreasonable force will subject Department members to discipline and/or prosecution.

Head strikes with an impact weapon are prohibited unless circumstances justify the use of deadly force.

04/01/96 MPP

3-01/050.10 PERFORMANCE TO STANDARDS

Members shall maintain sufficient competency to properly perform their duties and assume the responsibilities of their positions. Members shall perform their duties in a manner which will tend to establish and maintain the highest standard of efficiency in carrying out the functions and objectives of the Department.

Incompetence may be demonstrated by:

A lack of knowledge of the application of laws required to be enforced,

An unwillingness or inability to perform assigned tasks,

Failure to conform to work standards established for the member's rank or position,

Failure to take appropriate action on the occasion of a crime, disorder or other condition deserving police attention,

Absence without leave,

Unnecessary absence from an assigned area during a tour of duty.

In addition to the above, the following will be considered to be prima facie evidence of incompetence:

Repeated poor evaluations,

A written record of repeated infractions of the Department's rules, regulations, manuals or directives.

04/01/96 MPP

I certify that on the date indicated below, I received the original of the attached LETTER OF SUSPENSION under File Number *IAB* 2246572 as set forth in Section 18.01 of the Rules of the Los Angeles County Civil Service Commission.

DATE REMIN FELIX PINEDA

I certify that on the date indicated below, I served the original of the attached letter of suspension on *REMIN FELIX PINEDA* as set forth in Section 18.01 of the Rules of the Los Angeles County Civil Service Commission.

DATE WITNESS SIGNATURE

ERIC SMITSON WITNESS PRINT

Please return this page along with Timekeeping Notification within two (2) business days to:

JACQUELINE POWELL
INTERNAL AFFAIRS BUREAU
4900 S. EASTERN AVE. #

Los Angeles County Sheriff's Department Supervisor's Report on Use of Force Page 1 of 6

	Incident Information			**
URN: 5 0 9 - 0 1 1 7 9 - 5 1 2		7/8/09	Time:	2354 Hrs
Location: Module 231, Reference #5120-2	2009-0709-100 City or Statio	n:	Los Ang	eles
Bureau/Station/Facility: INMATE R	RECEPTION CENTER	Admin,	Investigation:	YES 🛛 NO 🗆
Type of Force: Signif	ficant (Personal Weapons,	Complaint of	f Pain)	
Deputy Injury : YES ☐ NO ☒ Su	spect Injury YES NO		,,,	
☐ Call	Detail	☐ Foot	Pursuit	☐ Vehicle Pursuit
IAB Notified: YES NO Person Notified:	Lt. R. Kusch Em	p:	IAB Roll C	out: YES 🗌 NO 🛛
Employee# Last Name PINE	Involved Employee First N	lame REN	MIN	Middle Name
Sex: Race: Unit of Assig			ment (Unit #, Mo	odule, etc.);
Shift: BM Day PM Regular Sh			feight:	Weight:
☐ Injured ☐ Treated ☐ Admitted Hospital:		-	roner Case #	Directed Force Significant Force
Employee # Last Name	First N	lame	· · ·	Middle Name
Sex: Race: Unit of Assig	gnment:	Work Assign	ment (Unit#, M	odule, etc.):
Shift: Regular St	hift OT Shift Off Duty	Age:	Helght:	Weight:
☐ Injured ☐ Treated ☐ Admitted Hospital:		Co	proner Case #	Directed Force Significant Force
Employee# Last Name	First N	lame		Middle Name
Sex: Race: Unit of Assig	gnment:	Work Assign	ment (Unit#, M	odule, etc.):
Shift: BM Day PM Regular Sh	nift OT Shift Off Duty	Age:	Height:	Weight:
!njured Treated Admitted Hospital:		(Coroner Case #	Directed Force Significant Force
			Additional I	nvolved Employees
Emp. # Last Name First Name	On Duty Supervisor Middle Name	Rank Sgt.	Present YES NO	Witness to Incider
Emp. # Last Name First Name	Middle Name Watch Sergeant	Rank	Present YES NO	Witness to inciden
Emp. Last Name Hackett	First Name Antho	ny	Middle Nar	ne
Emp. Last Name Francisco	Watch Commander First Name Holf	у	Middle Nan	ne
LT. Holly Francisco Watch Commander (Print Name)	Hulfa Jona Watch Commander's	Signature:	Em	8-16-07 Date
Supervisor Completing Form: (Print Name) Captain Gerald Cooper	Emp #: Copy Provide	ed to Employe	e by:	Emp #:
Unit Commander (Print Name)	Unit Commander's Si			np#: Date
FO# 2247882		Origin	al: Discovery	Unit

Suspect information

509-01179-5120-505

Page 2 of 6

				Suspe	ct Inform	ation			1.00%	in er	11.00	1	
Last Name				First	Name				Middle	e Name			
AKA Last Na	ne			First	Name				Middle	e Name			
Sex: Male	Female	Race:	Street Address	3:			City:			State	& Zip C	ode:	
		VV		LAnn		Latada ta	IDOI		110				
Work Phone:	N/A	Home Phone	3:	N/A Age:	32	lelght: 5-11	D.O.E	3,	L W	eight: 155		Armed?	
Booking #:		Primary Cha	arge Code: 1	1350(A) H&S 5	Secondary	y Charge Co	de:				I History	\boxtimes
EMT in attenda	nce? YES	MO NE	ame:			Ur	nit:		_ Ph	one #:			
Hospital Admis	sion?	Rec'd Treatm	ent At:	Irc	231 Clinic	;	Coroner	Case #:			Menta	I History	
By Doctor:	Zasorin (IRC M.D.) Addres	is:	450 Ba	uchet St	., LA 9001:	2	Pho	ne #:			
			Substance:	77. 100 17.40	155 " a " a tomor la la comita de la comita del la comita de la comita del l		V = F = M MF = 1 = ald s				Mental		
Date:	07/09/0		Time: 010				Vide			Pho			
	0110310	, ,	1800.010		pect Infor		Vido	stapo.					
Last Name					t Name				Middl	e Name			
AKA Last Na	me			Firs	t Name	·	+ * *		Middl	e Name			
Sex: Mal	- T Femal	Race:	Street Address	is:			City			State	e & Zip (Code:	
Work Phone:	; Femal	Home Phon		Age	a	Height:	D.0	R	Tra	/eight:			
WOIK PHONE.		Tionia crion		rago	**	i leigitt.				voigitt.		Armed?	L
Booking #:		Primary Cf	harge Code:			Secondar	ry Charge Co	ode:			Crimin	al History	_/ [
EMT in attenda	ince? YE	S NO N	lame:			U	Init		PI	none #:			
Hospital Admis	sion?	Rec'd Treatr	nent At:				Corone	r Case #:			Ment	al History	/ [
By Doctor:			Addre	ss:	-				Pho	one #:			
Under Influenc	e: YES	NO								N	lental III	ness:	
D-1-	out in first the broken. In				T		Vide						
Date:			Time:	Susp	Audiotar ect Inform		VIGE	eotape:		Muc		njuries:	
Last Name					st Name		-			ile Name			
AKA Last N	ame			Fir	st Name				Mido	dle Name			
		Race:	Street Addre	ss:			City	ſ-			te & Zip	Code:	
Sex: Ma	le Fema												
Work Phone:		Home Pho	ne:	Ag	e:	Height	D.0).8.	1	Weight:		Armed?	
Booking #:		Primary C	harge Code:			Seconda	ary Charge C	ode:			Crimir	nal Histor	у
EMT in attenda	ance? YE	S NO	Name:			- 1	Unit:		P	hone #:			
Hospital Admis	sion?	Rec'd Treat	ment At:				Corone	er Case #:		<u> </u>	Men	tal Histor	у[
By Doctor:			Addre	ess:					Ph	one#:			
Under Influence	e: YES	s NC	Substance								Mental	Illness	
					Susperell	-	-	leotape:				njuries:	
Date:			Time:		Audiota	the second second second							

Suprisor's Report on Use of Fores EMPLOY_E / NON-EMPLOYEE INFORMATION

509-01179-5120-505

Page 3 of 6

	•		sses						
Last Name		First Name	First Name			Middle Name			
Last Name		First Name	First Name			Middle Name			
Last Name		First Name			Middle N	ame			
l agt blave -					100000000000000000000000000000000000000				
		First Name							
Last Name		First Name			Middle N	ame			
Last Name		First Name			Middle N	ame			
	I Province of the second	Non-Employee Witn	nesses						
	First Name	_	Middle N	ame		Age	D.O.B		
		City	- 1	Zlp Code	Work Ph).	Home Ph.		
LA Transien	t						NONE		
	First Name		Middle N	ame	, ,,,,	Age	D.O.B		
				T- 0-1	Tue Co	_ 6	li and		
		City					Home Ph.		
	First Mana		Middle N		I NO		NONE D.C		
	Firstivame		TVIIQQIS TV	gie Name		90	2.0		
		City	1	Zip Code	Work Ph	·	Home Ph.		
					NO				
	First Name		Middle N	ame		Age	D.O.B		
		City	1	Zip Code	Work Ph		Home Ph.		
							NONE		
	First Name		Middle N	ame		Age	D.O.B.		
		City		Zip Code	Work Ph		Home Ph.		
	First Name)	Middle No	Middle Name		Age	D.O.B.		
		City		Zip Code	Work Ph.		Home Ph.		
· · · · · · · · · · · · · · · · · · ·	First Name		Middle Na	Middle Name		Age	D.O,B.		
		Cin					Home Ph.		
		CRy		ih cone	WORK PA	•	nome Pn.		
	First Name		Middle Na	Middle Name		Age	D.O.B.		
		City	2	Zip Code	Work Ph.		Home Ph.		
	First Name		Middle Na	ame		Age	D.O.B.		
	Last Name Last Name Last Name Last Name Last Name Last Name Last Name	Last Name Last Name Last Name Last Name Last Name First Name	Last Name Last Name First Name First Name Last Name Last Name First Name First Name First Name Non-Employee With First Name City First Name	Last Name Last Name First Name Last Name Last Name First Name Last Name Last Name First Name Non-Employee Witnesses First Name City First Name Middle N City First Name	Last Name Last Name Last Name First Name Last Name Last Name Last Name Last Name First Name Last Name Last Name Last Name Last Name Non-Employee Witnesses First Name City Zip Code 90012 First Name City Zip Code First Name City Zip Code Gity Zip Code First Name City Zip Code First Name Middle Name City Zip Code First Name Middle Name City Zip Code First Name City Zip Code First Name Middle Name City Zip Code	Last Name First Name Middle Name Last Name Last Name Middle	Last Name Last Name Last Name Last Name Last Name Last Name First Name First Name Last Name First Name Middle Name Middle Name Middle Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. NONE First Name Middle Name Age City Zip Code Work Ph. Age City Zip Code Work Ph.		

Sur rivisor's Report on Use of Free 5 0 9 - 0 1 1 7 9 - 5 1 2 0 - 5 0 5

Page 4 of 6

(HI)

(IN)

(KN)

(LE)

(NK)

Hip

Leg

(SH) Shoulder

(NO) Nose

(WR) Wrist

Neck

Internal

Knees

Method

Type of Injury

(CO) Concussion

(DI) Dislocation

(DB) Dog Bile

(FR) Fractures

(GS) Gunshot

(LC) Lacerations

(CP) Complaint of Pain (HB) Human Bite

(AB) Abrasion

(BR) Bruise

(DH) Death

(BU) Burn

(AW)	Arwen	(FH)	Firearm (Handgun)	(PO)	Personal Weapon (Other)
(BC)	Baton: (Control)	(FR)	Firearm (Rifle)	(RS)	Resistance
(BI)	Baton: (Impact)	(FS)	Firearm (Shotgun)	(CN)	Restraint Device (Capture Net)
(BF)	Bodily Fluids	(FO)	Firearm (Other)	(RH)	Restraint Device (Handcuffs)
(CN)	Canine	(FB)	Flashbang	(HB)	Restraint Device: Hobble (Legs Only)
(CR)	Carotid Restraint	(FL)	Flashlight	(TP)	Restraint Device: Hobble (TARP)
(CH)	Choke Hold	(OE)	Other Weapon: Edged	(RE)	Restraint Device: REACT Belt
(CT)	Control Holds: (Control Techniques)	(OV)	Other Weapon: Vehicle	(SP)	Sap
(TT)	Control Holds: (Team Takedown)		Other Weapon: Blunt Object	(SH)	Shield
(TD)	Control Holds: (Takedown)	(00)	Other Weapon: Other	(SG)	37mm Stinger
(CE)	Chemical	(PK)	Personal Weapon: Feet/Leg: (Kick)	(SB)	Sting Ball
(OC)	Chemical Agents (OC Spray)	(PS)	Personal Weapon: Feet/Leg: (Sweep)	(ST)	Stun Bag
(TG)	Chemical Agents (Tear Gas)	(PH)	Personal Weapon (Hand/Arm)	(TR)	Taser
(EX)	Explosives	(PP)	Personal Weapon (Push)	(UC)	Uncooperative

(PA) Paralysis

(PW) Puncture Wound

(ST) Sprain/Twists

(UN) Unconscious

(ND) Nerve Damage (RM) Refused Med Treatment

(OD) Organ Damage (NN) NONE

(SD) Soft Tissue Damage

Body Part Injured

(FA) Face

(FE) Feet

(FI) Fingers

(GE) Genitals

(GR) Groin

(HD) Hands

(HE) Head

(AD) Abdomen

Arm

Back

Elbow

(CH) Chest

Buttocks

Ankle

(AK)

(AR)

(BK)

(BT)

(EL)

FORCE USED B	Y	FORCE USED AGA	SED AGAINST Method Type of Body		Method Type of	
Name	E# or S#	Name	E# or S#	(Code)		Body Part (Code)
I/M	S#1	Dep. Remin Pineda	E#1	UC	NN	
Dep. Remin Pineda	E#1	I/M	S#1	PH	CP	FA
		_				
			-			

Supervisor's Report on Use of Force 509-01179-5120-505

Force Applied

Significant (Personal Weapons, Complaint of Pain)

Incident Details
I/M was handcuffed to a 231 bench due to his uncooperative behavior with medical staff. I/M asked Dep. Pineda to use a restroom. Dep. Pineda escorted the inmate to 231 F-Pod, so he could use the restroom. Dep. Pineda told I/M to come back to the Pod door after he used the restroom. Dep. Pineda found I/M roaming around in F-Pod and he had not followed his instructions. Dep. Pineda escorted the inmate back to the bench. Dep. Pineda asked I/M why he failed to follow his instructions. I/M replied, "I thought I could stay in F-Pod." Dep. Pineda asked I/M if he could remember what he had told him. I/M did did not answer Dep. Pineda's question. Dep. Pineda lost his temper and slapped I/M once in the face with his right back hand. Dep. Pineda walked away and notified me (Sgt.) of the incident.
Reported Use of Force by Involved Employee(s)
Deputy Pineda verbally notified me of the incident.
Witness Interview(s)
Lt. Francisco and myself contacted I/M who was sitting next to I/M at the time of the incident. He told us a deputy slapped the inmate once in the mouth area and walked away. This interview was videotaped by me, Sgt.
We contacted I/M who also was sitting next to I/M at the time of the incident. He told us a deputy brought I/M back to the bench. He stated the deputy asked I/M why didn't he come back to the bench after he used the restroom. I/M replied he thought he could stay in the Pod. He said there was a pause and the deputy looked to the left and right. I/M told us the deputy then slapped I/M once in the face with his back hand and walked away. I/M said he saw I/M cover his face with his hand and a tooth in I/M hand. This interview was video-taped by me, Sgt.
We contacted I/M who was sitting on the other side bench at the time of the incident. I/M told us I/M asked Dep. Pineda to use a restroom. Dep. Pineda took I/M to the restroom. After a while, Dep. Pineda came back to the bench where I/M was sitting. Dep. Pineda learned that I/M did not come back to the bench. Dep. Pineda brought I/M back to the bench. I/M said I/M handcuffed himself to the bench while Dep. Pineda was standing next to the inmate. I/M stated Dep. Pineda was very upset for I/M did not come back to the bench right away. He said Dep. Pineda stepped away and suddenly he turned toward the inmate and slapped the inmate once in the right side of the face with his right back hand. Dep. Pineda then walked away. This interview was video-taped by me, Sgt

Supervisor's Report on Use of Force 509-01179-5120-505

We contacted I/M who was on the floor at the time of the incident. Lt. Francisco asked him if he saw the incident. He said he did not see the incident at all. This interview was video-taped by me, Sgt.
Suspect Interview(s)
Suspect Interview(s) Conducted By: Watch Commander Supervising Sergeant
I/M was interviewed on camera by Lt. Francisco and me, Sgt
Medical Review
A Property of the second secon
Training & Tactical Review
☑ Debriefing held to discuss training and tactical issues.
During the debriefing of this incident we reviewed the force policy with Deputy Pineda.
Watch Commander's Review
Lieutenant Francisco requested an administrative investigation regarding this force incident (See IAB IV2246572).

Case Status

No criminal case was filed.